IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No. 5949 of 1994
with
SPECIAL CIVIL APPLICATION NO. 5951 of 1994
To
SPECIAL CIVIL APPLICATION NO. 5953 of 1994
with
SPECIAL CIVIL APPLICATION NO. 6156 of 1994
To
SPECIAL CIVIL APPLICATION NO. 6160 of 1994

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NITINKUMAR M.BRAHMBHATT - Petitioner(s)
Versus
STATE OF GUJARAT & 1 - Respondent(s)

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Appearance :
MR YN OZA for Petitioner(s) : 1,
Mr. Kamal B. Trivedi, Advocate General for Respondent(s) : 1,
MR KH BAXI for Respondent(s) : 2,
MR TR MISHRA for Respondent(s) : 2,

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CORAM : HONOURABLE MR.JUSTICE R.S.GARG
and
HONOURABLE MR.JUSTICE M.R. SHAH

Date : 30/08/2006

ORAL ORDER

(Per : HONOURABLE MR.JUSTICE R.S.GARG)

After the Judgment was pronounced, learned counsel for the petitioner submitted that the stay which was operative from the date of its order till date be extended for 10 weeks and a certificate of fitness be issued in favour of the petitioner that present is a fit case for appeal to the Hon'ble Supreme Court as it involves substantial question of law of public importance.

2. Taking into consideration the totality of the circumstances and the conduct exhibited by the petitioner during the course of the meeting, and our findings in the matter, we do not think that present is a matter fit for continuing the earlier stay order.

3. So far as grant of leave to appeal to Supreme Court is concerned, we do not think that we are required to exercise the said jurisdiction in favour of the petitioner, in view of our findings. Both the prayers are rejected.

[R.S. Garg,J.]

[M.R. Shah, J.]

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